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FORT LAUDERDALE CITY COMMISSION  
OCTOBER 15, 2002**

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**MINUTES OF A REGULAR MEETING  
CITY COMMISSION**

**CITY COMMISSION MEETING ROOM  
CITY HALL  
FORT LAUDERDALE, FLORIDA**

**OCTOBER 15, 2002**

Meeting was called to order at approximately 6:02 p.m. by Mayor Naugle on the above date.

Roll call showed:

Present: Commissioner Gloria Katz  
Commissioner Tim Smith  
Commissioner Carlton B. Moore  
Commissioner Cindi Hutchinson  
Mayor Jim Naugle

Absent: None

Also Present: City Manager, F. T. Johnson  
City Attorney, Harry Stewart  
City Clerk, Lucy Kisela  
Sergeant At Arms - Sgt. Martin

Invocation was offered by Pastor Daniel Williams, Fort Lauderdale Seventh Day Adventist Church, followed by the recitation of the Pledge of Allegiance.

Commissioner Smith entered the meeting at approximately 6:03 p.m.

Note: All items were presented by Mayor Naugle unless otherwise shown, and all those desiring to be heard were heard. Items discussed are identified by the agenda number for reference. Items not on the agenda carry the description "OB" (Other Business).

**Motion** made by Commissioner Smith and seconded by Commissioner Hutchinson to approve the minutes of the October 1, 2002.

Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith and Mayor Naugle. NAYS: None.

Commissioner Moore entered the meeting at approximately 6:05 p.m.

**Presentations**

1. Expressions of Sympathy

The Mayor and City Commissioners presented an Expression of Sympathy to the family of Kathryn Koenig.

2. "Young Adolescent Week"

Commissioner Hutchinson presented a Proclamation for "Young Adolescent Week" which would be observed October 16-23, 2002.

Elizabeth Hayes, member of the Council of Fort Lauderdale Civic Association and Liaison to the Education Advisory Board and as the community representative on the Municipal Leadership in Education

Steering Committee, thanked the Mayor and the Commissioners for issuing this proclamation. She explained that this was one of six cities throughout the country to receive the National League of Cities Technical Assistance for an MLE project. She further stated that quality educational opportunities for all the children was vital to the quality of life and the well-being of the entire community.

Mayor Naugle announced that he was starting a project at New River Middle School where the children were going to write to the Mayors of all the 50 States to request their participation in a Community Garden they were building at that site.

Commissioner Smith remarked that the energy Ms. Hayes' committee had brought to this project was extremely impressive.

3. "WOW" Award

Commissioner Smith presented the "WOW" Award to Charlie Louis and Reggie Urbank of South Middle River who were unable to be present at tonight's meeting. He explained that the house had been built in Victoria Park in 1937 and was moved to its present location in 1948. He stated that the owners would receive Gift Certificates from Lennar Homes and Amar Hardware.

Mr. Chuck Dyers accepted the Award on behalf of the owners.

4. "Best Hound in Show"

Commissioner Smith recognized Bill Reeves and "Beatle" for winning "Best Hound in Show" at the Boca Raton Dog Club contest held in September.

Bill Reeves stated that they had moved here earlier this year from Dallas, Texas and presently lived at City View.

5. "ArtsEXPRESS"

Cindy Stoddart, Executive Director of ArtServe, made a presentation to the Mayor and City Commissioners regarding the free Lunchtime Performing Arts Series, which would take place on October 16, 2002 in the Auditorium of the Broward County Main Library. She explained they partnered with the City of Fort Lauderdale in this project and proceeded to thank Leslie Backus who helped spread the word about the project. Ms. Stoddart stated that a new program would be taking place in Downtown Fort Lauderdale.

Andrew Laoni stated that ArtsEXPRESS would feature Performing Arts Members of ArtServe every third Wednesday at the Main Library.

6. "Teacher of the Year"

Connie Hines thanked the parents and guardians from Sunrise Middle School for this honor, and her principal Rebecca Doll, and Connie McGrath. She believed that the middle school children were interesting and often misunderstood, but respond well to teachers who showed care and concern for them.

**Consent Agenda**

**(CA)**

The following items were listed on the agenda for approval as recommended. The City Manager reviewed each item and observations were made as shown. The following statement was read:

Those matters included under the Consent Agenda are self-explanatory and are not expected to require review or discussion. Items will be enacted by one motion; if discussion on an item is desired by any City Commissioner or member of the public, however, that item may be removed from the Consent Agenda and considered separately.

**Event Agreement - Healthy Lifestyle Longer Life Health Fair**

**(M-1)**

A motion authorizing the proper City officials to execute an Insurance, Indemnification, and Hold Harmless Agreement with the **Fort Lauderdale Seventh Day Adventist Church** to indemnify, protect, and hold harmless the City from any liability in connection with the **Healthy Lifestyle Longer Life Health Fair** to be held **Sunday, November 3, 2002 from 12:00 noon to 5:00 p.m.** on Church property located at 850 West Davie Boulevard; and further authorizing the closing of S.W. 12 Court from S.W. 9 Avenue to the east end of Church property (approximately ½ block) from 9:00 a.m. to 5:00 p.m. on the event day.

**Recommend:** Motion to approve.  
**Exhibit:** Memo No. 02-1517 from City Manager.

---

**Event Agreement - 20<sup>th</sup> Annual Halloween Costume Contest and Party**

**(M-2)**

A motion authorizing the proper City officials to execute an Indemnification and Hold Harmless Agreement with the **Roscoe LLC** to indemnify, protect, and hold harmless the City from any liability in connection with the **20<sup>th</sup> Annual Halloween Costume Contest and Party** to be held **Thursday, October 31, 2002 from 6:00 p.m. to 12:00 midnight** on Church property located at 850 West Davie Boulevard; and further authorizing the closing of S.W. 12 Court from S.W. 9 Avenue to the east end of Church property (approximately ½ block) from 9:00 a.m. to 5:00 p.m. on the event day.

**Recommend:** Motion to approve.  
**Exhibit:** Memo No. 02-1513 from City Manager.

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**Event Agreement - Boat Show Downtown**

**(M-3)**

A motion authorizing the proper City officials to execute an Insurance, Indemnification and Hold Harmless Agreement with **Riverwalk Fort Lauderdale** to indemnify, protect, and hold harmless the City from any liability in connection with the **Boat Show Downtown** to be held **from 9:00 a.m. Thursday, October 31, 2002 to 6:00 p.m. Monday, November 4, 2002.**

**Recommend:** Motion to approve.  
**Exhibit:** Memo No. 02-1514 from City Manager.

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**Event Agreement - Cycling Challenge****(M-4)**

A motion authorizing the proper City officials to execute an Insurance, Indemnification and Hold Harmless Agreement with Kids in Distress to indemnify, protect, and hold harmless the City from any liability in connection with the **Cycling Challenge** to be held **Sunday, December 8, 2002 from 7:00 a.m. to 1:00 p.m.** at the South Beach Parking Lot and on State Road A-1-A north to the city limits; and further authorizing a fee of \$1 for parking in the South Beach Parking Lot for participants during the event.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1512 from City Manager.

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**Event Agreement - Race Fest****(M-5)**

A motion authorizing the proper City officials to execute an Insurance, Indemnification and Hold Harmless Agreement with **Las Olas Riverfront Associates** to indemnify, protect, and hold harmless the City from any liability in connection with the **Race Fest** to be held **Thursday, November 14, 2002 from 12:00 noon to 11:00 p.m.** at Las Olas Riverfront and DDA Plaza; and further authorizing the closing of S.W. 1 Avenue from S.W. 2 Street to the valet driveway at One River Plaza from 5:00 a.m. on Thursday, November 14 to 5:00 a.m. Friday, November 15, 2002; and East Las Olas Boulevard from Andrews Avenue to S.E. 1 Avenue from 9:30 a.m. Thursday, November 14 to 5:00 a.m. Friday, November 15, 2002.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1515 from City Manager.

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**Event Agreement - March to the Polls****(M-6)**

A motion authorizing the proper City officials to execute an Insurance, Indemnification and Hold Harmless Agreement with **State Representative Christopher Smith** to indemnify, protect, and hold harmless the City from any liability in connection with **March to the Polls** to be held **Saturday, November 2, 2002 from 8:30 a.m. to 1:30 p.m.** beginning at provident Park and ending at the Supervisor of Elections Office; and further authorizing the closing of one lane for the walk route beginning at 9:00 a.m. as follows: starting on N.W. 6 Street (Sistrunk Boulevard) at N.W. 15 Avenue east to Andrews Avenue, south to the Broward County Governmental Center.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1516 from City Manager.

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**Agreement - Aldridge properties, Inc. - Warehouse Space at 1420 S.W. 3 Avenue****(M-7)**

A motion authorizing the proper City officials to execute an agreement with Aldridge Properties, Inc. to lease warehouse space at 1420 S.W. 3 Avenue for the Parks and Recreation Department for the period of November 1, 2002 through October 31, 2003.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1396 from City Manager.

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**Agreement - Jack Nelson - Coaching Services for the Fort Lauderdale Swim Team**

**(M-8)**

A motion authorizing the proper City officials to execute an agreement with Jack Nelson for consulting, coordinating an coaching services for the Fort Lauderdale Swim Team at the Hall of Fame Aquatic Complex.

**Recommend:** Motion to approve.  
**Exhibit:** Memo No. 02-1530 from City Manager.

---

**Grant Agreement - Broward County Cultural Affairs Council - Community Arts and Education Project Grant**

**(M-9)**

A motion authorizing the proper City officials to execute an agreement with Broward County Cultural Affairs Council to accept a grant in an amount not to exceed \$15,830 to offer a comprehensive fine arts program for culturally under-served youth in the City.

**Recommend:** Motion to approve.  
**Exhibit:** Memo No. 02-1425 from City Manager.

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**Grant Agreement - Florida Department of State, Division of Historical Resources - Evergreen Cemetery Historic Marker**

**(M-10)**

A motion authorizing the proper City officials to execute an agreement with the Florida Department of State, Division of Historical Resources, to accept a grant in an amount not to exceed \$750 to purchase and erect a historical heritage marker at Evergreen Cemetery; and further authorizing the purchase of such marker from the State-approved vendor.

**Recommend:** Motion to approve.  
**Exhibit:** Memo No. 02-1504 from City Manager.

---

**Transfer of General Fund Contingencies - Cost of Living Adjustment (COLA) for Non-Bargaining Unit Employees for FY 2002/2003**

**M-11)**

A motion authorizing the proper City officials to transfer \$946,101 from General Fund Contingencies to various accounts and other intrafund transfers for the Non-Bargaining Unit employees' COLA for FY 2002/2003.

**Funds:** See Memo  
**Recommend:** Motion to approve.  
**Exhibit:** Memo No. 02-1532 from City Manager.

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**Sanitary Sewer Agreement - King of Fans, Inc.**

**(M-12)**

A motion authorizing the proper City officials to execute a Sanitary Sewer Agreement with King of Fans, Inc. in order to provide sanitary sewer service by installing a new pumping station and private force main to serve a commercial warehouse development located at 1951 N.W. 22 Street.

**Recommend:** Motion to approve.  
**Exhibit:** Memo No. 02-1475 from City Manager.

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**Task Order No. 15 - Kimley-Horn and Associates, Inc. -  
Supplemental Services Related to Executive Airport  
Master Plan/Part 150 Noise Study Update**

**(M-13)**

A motion authorizing the proper City officials to execute Task Order No. 15 with Kimley-Horn and Associates, Inc. in the amount of \$10,000 to provide supplemental services with regards to the Executive Airport Master Plan/Noise Study update.

**Funds:** See Memo  
**Recommend:** Motion to approve.  
**Exhibit:** Memo No. 02-1497 from City Manager.

---

**Purchase of Property - Morgerman, O'Leary and  
Patel, Inc. - 3033 N.E. 33 Avenue**

**(M-14)**

A motion authorizing the proper City officials to execute a purchase agreement with Morgerman, O'Leary and Patel, Inc. in the amount of \$2,500,000 for property located at 3033 N.E. 33 Avenue in conjunction with the Broward County General Obligation Bond Parks Program.

**Funds:** See Memo  
**Recommend:** Motion to approve.  
**Exhibit:** Memo No. 02-1289 from City Manager.

---

**Household Hazardous Waste Collection Event -  
Public Services Department/Sanitation Division  
and Broward County Recycling and Contract Administration Division**

**(M-15)**

A motion approving a household hazardous waste collection event to be hosted by the Public Services Department/Sanitation Division and Broward County Recycling and Contract Administration Division to be held Sunday, April 13, 2003 from 8:00 a.m. to 3:00 p.m. at 101 North Andrews Avenue.

**Recommend:** Motion to approve.  
**Exhibit:** Memo No. 02-1285 from City Manager.

---

**Contract Award - Lambert Brothers, Inc. -  
Project 8994-A - Lifeguard Stand Replacement Project**

**(M-16)**

A motion authorizing the proper City officials to execute an agreement with Lambert Brothers, Inc. in the amount of \$275,997 for the lifeguard stand replacement project.

**Funds:** See Bid Tab

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1533 from City Manager.

---

**Contract Award - American Concrete and General  
Engineering Contractors, Inc. - Project 10487 -  
Miami Road/S.E. 16 Court Roundabout**

**(M-17)**

A motion authorizing the proper City officials to execute an agreement with American Concrete and General Engineering Contractors, Inc. in the amount of \$17,460 for the Miami Road/S.E. 16 Court roundabout project.

**Funds:** See Bid Tab

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1284 from City Manager.

---

**Contract Award - PRM Engineering & Contracting -  
Project F-2300 - Construction of Riverwalk, South  
Side of New River**

**(M-18)**

A motion authorizing the proper City officials to execute an agreement with PRM Engineering & Contracting in the amount of \$1,577,596 for the construction of Riverwalk on the south side of New River between the N.E. Third Avenue Bridge and the west right-of-way of the Henry E. Kinney Tunnel.

**Funds:** See Bid Tab

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1291 from City Manager.

---

**Task Order No. 14 - Kimley-Horn & Associates, Inc. -  
Project 10462 - Executive Airport Airfield Access and  
Security Program, Phase 2**

**(M-19)**

A motion authorizing the proper City officials to execute Task Order No. 14 with Kimley-Horn & Associates, Inc. in the amount of \$34,600 for surveying services related to the rehabilitation of the Executive Airport Access Control and Security Program, Phase 2.

**Funds:** See Memo

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1290 from City Manager.

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**Task Order No. 13 - Kimley-Horn & Associates, Inc. -  
Project 10363 - Executive Airport Rescue and Firefighting/  
Emergency Operations Center**

**(M-20)**

A motion authorizing the proper City officials to execute Task Order No. 13 with Kimley-Horn & Associates, Inc. in the amount of \$176,000 for preparing design criteria documents related to the Executive Airport Rescue and Firefighting/Emergency Operations Center.

**Funds:** See Memo

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1287 from City Manager.

---

**Agreement - School Board of Broward County -  
Use of Fort Lauderdale Police Drug Sniffing Dogs at Schools**

**(M-21)**

A motion approving the proper City officials to execute an agreement with the School Board of Broward County for use of the City's Police drug-sniffing dogs at schools.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1355 from City Manager.

---

**Agreement - Terrasolve Technologies, Ltd -  
Study of Environmentally Safe Motor Oil -  
Police Marine Unit Boat**

**(M-22)**

A motion approving the proper City officials to execute an agreement with Terrasolve Technologies, Ltd. to conduct a study of environmentally safe motor oil with one of the City's Police Marine Unit boats.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1503 from City Manager.

---

**Disbursement of Funds - Joint Investigation -  
O.R. No. 01-20384 - \$83,503.86 U.S. Currency**

**(M-23)**

A motion authorizing the equitable disbursement of funds in the amount of \$83,503.86, with each of the 14 participating task force agencies to receive \$5,785.62; and further authorizing the disbursement of an additional 3 percent to the City for contributing 130 hours of manpower of support towards this investigation, thereby bringing the City's total share to \$8,290.80.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-10-2 from City Attorney.

---

**Amendment to Sanitary Sewer Agreement -  
Michael and Ilene McMenamin**

**(M-24)**

A motion authorizing the proper City officials to execute an amendment to the Sanitary Sewer Agreement with Michael and Ilene McMenamin in order to provide sanitary sewer service to Jason M. Kates to install a new six-inch gravity sewer connection to the pumping station on the McMenamin property to service the property at 1218 S.W. 21 Court.

**Recommend:** Motion to approve.

**Exhibit:** Memo No. 02-1527 from City Manager.

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<b>PURCHASING AGENDA</b>
--------------------------

**Auction - Confiscated and Surplus Vehicle and Equipment**

**(Pur-1)**

Prior approval for the sale any item that exceeds \$25,000 at the confiscated/surplus vehicle and equipment auction is being presented for approval by the Administrative Services, Procurement and Materials Management Division.

Bids Solicited/Rec'd: N/A

Exhibits: List of confiscated and surplus vehicles

The Procurement and Materials Management Division recommends approval for the public auction sale to be held on November 20, 2002.

---

**Supplemental Fleet Plan for FY 2002-03****(Pur-2)**

An agreement to purchase of 9 vehicles and equipment for FY 2002-03 Supplemental Fleet Plan is being presented for approval by the Administrative Services, Fleet Services Division.

Amount: \$ 213,100.00 (estimated)  
Bids Solicited/Rec'd: N/A  
Exhibits: Memorandum No. 02-1480 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the Supplemental Fleet Plan purchases for fiscal year 2002-03.

---

**Proprietary - Annual Support/Maintenance for Purchasing Software****(Pur-3)**

An agreement to purchase annual support/maintenance for purchasing software is being presented for approval by the Administrative Services, Information Technology Division.

Recommended Award: Periscope Holdings, Inc.  
Austin, TX  
Amount: \$ 19,100.00  
Bids Solicited/Rec'd: N/A  
Exhibits: Memorandum No. 02-1467 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the proprietary purchase.

---

**Proprietary - Renew Annual Software Support, Informix Database****(Pur-4)**

An agreement to purchase annual software support for Informix database is being presented for approval by the Administrative Services, Information Technology Division.

Recommended Award: IBM Corporation  
Menlo Park, CA  
Amount: \$ 51,425.00  
Bids Solicited/Rec'd: N/A  
Exhibits: Memorandum No. 02-1469 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the annual software/maintenance agreement.

---

**Contract for Public Pay Telephone and Long Distance Service****(Pur-5)**

A two year contract for public pay telephone and associated long distance service and an Interim extension of existing public pay telephone service is being presented for approval by the Administrative Services, Information Technology Division.

Recommended Award: PhoneTel Technologies, Inc.  
Cleveland, OH  
Bell South  
Fort Lauderdale, FL  
Amount: \$ 8,000.00 (estimated annual revenue)  
Bids Solicited/Rec'd: 22/5  
Exhibits: Memorandum No. 02-1420 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve agreement of pay telephone services contract utilizing Broward County Contract, as amended.

---

**Proprietary - Renew Annual Software Support, Sungard Pentamation****(Pur-6)**

An agreement to renew annual software support for Sungard Pentamation is being presented for approval by the Administrative Services, Information Technology Division.

Recommended Award: Sungard Pentamation, Inc.  
Bethlehem, PA  
Amount: \$ 21,897.00 (estimated)  
Bids Solicited/Rec'd: N/A  
Exhibits: Memorandum No. 02-1468 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the annual software/maintenance agreement.

---

**Proprietary - Annual Purchase of Parking Meters and Repair Parts****(Pur-7)**

An annual agreement to purchase parking meters and repair parts is being presented for approval by the Administrative Services, Parking Services Division.

Recommended Award: Duncan Eagle  
Harrison, AZ  
Amount: \$ 178,960.36  
Bids Solicited/Rec'd: N/A  
Exhibits: Memorandum No. 02-1501 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the negotiated proprietary purchase agreement.

---

**Proprietary - Annual Purchase of Schlumberger Parking Meters**

**(Pur-8)**

An annual agreement to purchase Schlumberger multi-space parking meter parts and related supplies for fiscal year 2002-03 is being presented for approval by the Administrative Services, Parking Services Division.

Recommended Award: Schlumberger Technologies  
Morristown, NJ  
Amount: \$ 98,650.00 (estimated)  
Bids Solicited/Rec'd: N/A  
Exhibits: Memorandum No. 02-1502 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the negotiated proprietary purchase agreement.

---

**432-8758 - Bulk Hydrogen Peroxide**

**(Pur-9)**

A one-year contract for bulk hydrogen peroxide is being presented for approval by the Public Services Department.

Recommended Award: Brenntag Mid-South  
Miami, FL  
Amount: \$ 148,200.00 (estimated)  
Bids Solicited/Rec'd: 49/3 with 2 no bids  
Exhibits: Memorandum No. 02-1499 from City Manager

The Procurement and Materials Management Division recommends award to the low responsive and responsible bidder.

---

**Video Restoration and Enhancement System**

**(Pur-10)**

An agreement to rebuild two secondary clarifiers at the GTL Plant is being presented for approval by the Public Services Department.

Recommended Award: Baker/Hughes (Eimco)  
Salt Lake City, UT  
Amount: \$ 789,176.00 (estimated)  
Bids Solicited/Rec'd: N/A  
Exhibits: Memorandum No. 02-1466 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the proprietary purchase.

---

**Proprietary - Four Oxygen Check Valves for  
George T. Lohmeyer (GTL) Plant**

**(Pur-11)**

An agreement to purchase four oxygen check valves for GTL Plant is being presented for approval by the Public Services Department.

Recommended Award: Air Products and Chemicals, Inc.  
Allentown, PA  
Amount: \$ 14,835.00  
Bids Solicited/Rec'd: N/A  
Exhibits: Memorandum No. 02-1500 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the proprietary purchase.

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**Proprietary - Rebuild Clarifiers at George T. Lohmeyer (GTL) Plant**

**(Pur-12)**

An agreement to rebuild two secondary clarifiers at the GTL Plant is being presented for approval by the Public Services Department.

Recommended Award: Baker/Hughes (Eimco)  
Salt Lake City, UT  
Amount: \$ 789,176.00 (estimated)  
Bids Solicited/Rec'd: N/A  
Exhibits: Memorandum No. 02-1466 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the proprietary purchase.

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**Proprietary - Hansen Management Computerization and GIS**

**(Pur-13)**

An agreement to purchase Hansen management computerized application expansion and GIS is being presented for approval by the Public Services Department.

Recommended Award: Hansen Information Technologies, Inc.  
Sacramento, CA  
Amount: \$ 209,170.00  
Bids Solicited/Rec'd: N/A  
Exhibits: Memorandum No. 02-1262 from City Manager

The Procurement and Materials Management Division reviewed this item and agrees with the recommendation to approve the proprietary purchase.

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The following items were removed from the Consent Agenda as recommended:

Commissioner Katz recommended removal of Items M-11, M-14, M-16, M-17, and M-18. Commissioner Hutchinson recommended removal of Item M-20. The City Manager recommended that Item M-6 be removed for further clarification, and further requested that Item M-14 be deferred until the November meeting.



Motion made by Commissioner Hutchinson and seconded by Commissioner Smith to remove the above-listed items from tonight's Consent Agenda, and that Item M-14 be deleted from this Agenda.

Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

**Event Agreement - March to the Polls**

**(M-6)**

The City Manager explained that the original sponsor of this event was a non-profit organization and unfortunately it dropped out of the sponsorship role at the last minute. State Representative Chris Smith volunteered to fill in as a sponsor, but the Ordinance required that an individual sponsoring such an event have requisite liability insurance. Representative Smith agreed to obtain that insurance, and the City would assist him in doing this.

**Motion** made by Commissioner Smith and seconded by Commissioner Hutchinson to approve this item as amended.

Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Transfer of General Fund Contingencies - Cost of Living Adjustment (COLA) for Non-Bargaining Unit Employees for FY 2002/2003**

**(M-11)**

Commissioner Katz stated that she had pulled this item and wanted to state that when they removed the already approved \$935,000 out of the contingencies, they would be left for the rest of the year with only \$823,000. As the months moved forward and requests were granted, the money would dwindle and she just wanted to remind everyone of these facts.

**Motion** made by Commissioner Moore and seconded by Commissioner Hutchinson to approve the transfer of \$946,101 from the General Fund Contingencies for the Non-Bargaining Unit employees' COLA.

Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Contract Award - Lambert Brothers, Inc. - Project 8994-A - Lifeguard Stand Replacement Project**

**(M-16)**

Commissioner Katz stated that she had pulled this item and stated that the lifeguard stands were necessary, but \$53,000 of the money was coming from the Swimming Hall of Fame Fund for improvements, and she believed that money should not be used for anything but pursuing the Swimming Hall of Fame project.

Stu Marvin, Parks and Recreation, stated that in order to execute this contract they needed encumbersome funds in order to proceed, and the money would be paid back when additional funding was available.

Commissioner Smith stated that he could not support this item and he was amazed that the lifeguard stands cost \$40,000. He believed this matter needed to be reassessed.

Hector Castro, City Engineer, stated that they also were surprised at the cost of the stands, but one thing to keep in mind was that the lifeguard stands had a long history. One of the problems was in permitting a structure east of the Coastal Construction Control Line and if they went back with any significant modifications, it could once again take many years until a design could be obtained for bid and gotten at a lesser cost. He was advised by the City's architectural staff that they had done some surveys and the City of Boca Raton recently bid for lifeguard stands made out of wood and were paying \$36,000.

Commissioner Smith remarked that they had difficulty furnishing lifeguards between Sunrise and Oakland because money was not available, and to spend \$300,000 on stands was unreasonable. He suggested that staff re-strategize and come up with an alternative that would be more appropriate.

Mayor Naugle stated that he agreed and if Commissioner Smith could not support this for his own district, then he did not feel the Commission should support this item. He also stated that he had heard unfavorable comments from the employees regarding the stands.

Commissioner Moore stated that he did not feel this was a district issue because this beach was known world wide and the Commission was very concerned about the beach. He believed the safety of the individuals utilizing the beach was paramount. He stated that deliberations regarding these stands had gone on for some time, and originally he felt that \$25,000 was a ridiculous amount to spend. He felt if the process was stopped and they went through a new redesign of the stands, the safety of the people would be compromised. Commissioner Moore commented that once a particular work product had been offered to the work force, they utilized that product and adapted. He stated that he did not want to wait and felt they needed to proceed.

Commissioner Hutchinson stated that she agreed with Commissioner Moore. She stated that this had started out as a small project but blew into something bigger, and they needed to finish what had been started. She continued stating that they were expensive from the beginning, but they had to proceed at this point.

Commissioner Katz stated that she agreed with Commissioners Hutchinson and Moore, but wanted everyone to remember that the money would be returned to the Swimming Hall of Fame Fund, and this should be noted. She supported this project because it had been a long arduous journey.

Commissioner Smith stated that he would not oppose this project if he felt it would jeopardize the lifeguards. The existing stands were still adequate and just had been repainted.

Commissioner Moore wanted staff to understand that they would not deal with a change order on this project.

Stu Marvin stated that staff had been involved in the design of the stands, and the current towers were in deplorable condition. He explained that temporarily they were going to move them to different structures which would further expose them to the elements. He felt the new stands would have long-range durability and longevity, and were accepted by the employees.

**Motion** made by Commissioner Moore and seconded by Commissioner Hutchinson to approve as recommended.

Roll call showed: YEAS: Commissioners Hutchinson, Katz, and Moore. NAYS: Commissioner Smith and Mayor Naugle.

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**Contract Award - American Concrete and General Engineering Contractors, Inc. - Project 10487 - Miami Road/S.E. 16 Court Roundabout**

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**(M-17)**

Commissioner Katz asked if the community had contributed to this or was it coming out of CIP.

Hector Castro, City Engineer, stated that this was a traffic calming project, and therefore, would come out of CIP.

Commissioner Hutchinson stated she was going to ask for additional monies. She commented that extra trees had been placed on N.E. 15<sup>th</sup> Avenue and added to the landscaping on N.E. 18<sup>th</sup> Avenue, and therefore, she stated that she wanted the roundabout done correctly. She asked for a clarification on the cost.

Mr. Castro stated that before the Commission was a recommendation from staff to fund the base bid for the roundabout which was \$17,000 + because of funding limitations since there was only \$21,000 in the project. In looking at the tabulation, if the Commission were to find extra money and award both the base and alternate bids, the low bidder would no longer be American Concrete and General Engineering, but would become United Underground. He explained they had reviewed the bid tab, and they had underbid a major element of \$9.00 a square yard for milling and asphalt. Currently the City paid about \$27.00 a square yard for that in the annual contract, and most other bidders bid in the mid-20's. Therefore, that was their error. They originally asked to withdraw their bid and the City was going to accept that, but even as late as this afternoon the President of the company phoned and said he would honor his \$40,380.00 bid.

Commissioner Hutchinson asked if that was the total cost of the project. Mr. Castro stated it would be if you were to award both. Commissioner Hutchinson asked the Commission to support the full funding, and stated that she felt it was time the roundabout was done right for Miami Road.

Commissioner Smith asked what was the difference between the base bid and the full bid.

Mr. Castro explained that basically the base bid was just the concrete work that built the roundabouts.

Mike Fayyaz, Project Engineer, explained that resurfacing, stamped concrete, curbing, sidewalks, new markings on the street was not part of the base bid. Commissioner Smith asked how much the landscaping would cost. Mr. Fayyaz stated that the City would do the landscaping.

Commissioner Katz stated that other communities had done this with NCIP funds and contributed half of the cost. In this case, the City was doing the whole thing and considering the financial situation, she suggested that possibly the work could be done in phases.

Commissioner Hutchinson asked where the money came from when the extra funding was approved for N.E. 18<sup>th</sup> Avenue, and the \$22,000 for 15<sup>th</sup> Avenue.

Greg Kisela, Assistant City Manager, stated that the original funding which was \$250,000 for each project was included in the CIP, and the additional funding would be included in the projected CIPs the Commission would see in the next 30 to 60 days.

Commissioner Hutchinson reiterated that she hoped the Commission would support the full balance of the project.

**Motion** made by Commissioner Hutchinson and seconded by Commissioner Moore to approve the \$40,380 for the Miami Road/S.E. 16 Court roundabout project.

Roll call showed: YEAS: Commissioners Hutchinson, Smith, Moore and Mayor Naugle. NAYS: Commissioner Katz.

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**Contract Award - PRM Engineering & Contracting -  
Project F-2300 - Construction of Riverwalk, South  
Side of New River**

**(M-18)**

Commissioner Katz asked if originally the developer had been contributing to Riverwalk.

Greg Kisela, Assistant City Manager, stated that all the issues with the New River development were resolved and made part of the Settlement Agreement which the Commission approved last year, and any obligations they had to the City were contained in that agreement.

Commissioner Katz asked if they were no longer required to contribute to Riverwalk.

Mr. Kisela stated that they did provide the design, but were not obligated to contribute any additional monies to the project.

**Motion** made by Commissioner Hutchinson and seconded by Commissioner Katz to execute an agreement for the construction of Riverwalk.

Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Task Order No. 13 - Kimley-Horn & Associates, Inc. -  
Project 10363 - Executive Airport Rescue and  
Firefighting/Emergency Operations Center**

**(M-20)**

Commissioner Hutchinson stated that she had pulled this item and proceeded to ask for clarification that they were going to build additional square footage than what existed presently at Stations 53 and 88, and the Training Bureau, along with the small square footage at the EOC.

Otis Latin, Fire Chief, stated that they were trying to get economics of scale while designing the project since all those projects would be joined together. He explained that some of the space could be used for more than one purpose. He further stated that their intent was to reduce the square footage.

**Motion** made by Commissioner Hutchinson and seconded by Commissioner Smith to approve the Task Order for preparing design criteria documents related to the Executive Airport Rescue and Firefighting/Emergency Operations Center.

Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Application of Dock Waiver of Limitations -  
John E. Rudnik - 2807 N.E. 36 Street**

**PH-2)**

Mayor Naugle stated that the recommendation was to defer consideration to November 19, 2002.

**Motion** made by Commissioner Smith and seconded by Commissioner Moore to defer this matter to November 19, 2002, at 6:00 p.m.

Roll call showed: YEAS: Commissioners Katz, Smith, Moore and Mayor Naugle. NAYS: Commissioner Hutchinson.

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**Vacate a Portion of S.W. 16 Street - Andrews Avenue (O-1)**  
**Properties and Investments, LLC/North Broward**  
**Hospital District (NBHD) (PZ Case No. 12-P-02)**

At the Planning and Zoning Board regular meeting on August 21, 2002, it was recommended by a vote of 5-1 that the following application be approved. Ordinance No. C-02-29 was published September 19 and 26, 2002, and passed on first reading October 1, 2002 by a vote of 5-0.

Applicant: Andrews Avenue Properties and Investments, LLC/NBHD  
Request: Vacate a portion of S.W. 16 Street  
Location: S.W. 16 Street, west of South Andrews Avenue and east of S.W. 1 Avenue

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE No. C-02-29

AN ORDINANCE VACATING, ABANDONING AND CLOSING THAT PORTION OF SOUTHWEST 16<sup>TH</sup> STREET, (PLATTED AS OBISPO STREET), AS SHOWN ON THE PLAT OF "CROISSANT PARK", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 4, PAGE 28, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA; LYING BETWEEN BLOCKS 35 AND 38 OF SAID "CROISSANT PARK" AND BEING BOUNDED ON THE EAST BY THE WEST RIGHT-OF-WAY LINE OF ANDREWS AVENUE (PLATTED AS ANDREWS BOULEVARD) AND BOUNDED ON THE WEST BY THE EAST RIGHT-OF-WAY LINE OF SOUTHWEST 1<sup>ST</sup> AVENUE (PLATTED AS TURNER AVENUE) LOCATED IN THE CITY OF FORT LAUDERDALE, BROWARD COUNTY, FLORIDA.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Rezone RM-15 to X-P-R with Allocation of Flexibility - (O-2)**  
**Broward Barron, Inc. (PZ Case No. 8-ZR-01)**

At the Planning and Zoning Board regular meeting on August 21, 2002, it was recommended by a vote of 6-0 that the following application be approved. Ordinance No. C-02-30 was published September 19 and 26, 2002, and passed on first reading October 1, 2002 by a vote of 5-0.

Applicant: Broward Barron, Inc.  
Request: Rezone RM-15 to X-P-R with Allocation of Flexibility  
Location: 1514 S.E. 2 Court

Commissioner Moore introduced the following ordinance on second reading:

ORDINANCE NO. C-02-30

AN ORDINANCE CHANGING THE UNIFIED LAND DEVELOPMENT REGULATIONS OF THE CITY OF FORT LAUDERDALE, FLORIDA, SO AS TO REZONE FROM RM-15 TO X-P-R INCLUDING THE ALLOCATION OF FLEXIBILITY UNITS AND SITE PLAN APPROVAL; LOT 5, BLOCK 40, "COLEE HAMMOCK", ACCORDING TO THE PLAT THEREOF, RECORDED IN PLAT BOOK 1, PAGE 17, OF THE PUBLIC RECORDS OF BROWARD COUNTY, FLORIDA, LOCATED ON THE SOUTH SIDE OF SOUTHEAST 2<sup>ND</sup> COURT BETWEEN SOUTHEAST 15<sup>TH</sup> AVENUE AND SOUTHEAST 16<sup>TH</sup> AVENUE, IN FORT LAUDERDALE, BROWARD COUNTY, FLORIDA, AND AMENDING THE OFFICIAL ZONING MAP AND SCHEDULE "A" ATTACHED THERETO TO INCLUDE SUCH LANDS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Amendment to Chapter 9 "Building and Construction"  
- (Sections 9-48 to 9-52 and Section 9-54) - Increase  
in Permit Fees**

**(O-3)**

An ordinance amending Chapter 9 titled "Buildings and Construction," of the Code of ordinances to provide for increases to permit fees by amending Section 9-48 through 9-52 and Section 9-54. Ordinance No. C-02-31 was published September 21, 2002, and passed on first reading October 1, 2002 by a vote of 5-0.

Commissioner Moore introduced the following ordinance on second reading, as revised:

ORDINANCE NO. C-02-31

AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AMENDING CHAPTER 9, "BUILDINGS AND CONSTRUCTION," PROVIDING FOR INCREASES TO PERMIT FEES BY AMENDING SECTION 9-48, "GENERAL PERMIT FEES," SECTION 9-49, "ELECTRICAL PERMIT FEES," SECTION 9-50, "PLUMBING PERMIT FEES," SECTION 9-51, "MECHANICAL PERMIT FEES," SECTION 9-52, "LANDSCAPING AND TREE REMOVAL PERMIT FEES," AND SECTION 9-54, "SIGNS AND ADVERTISING DISPLAY PERMIT FEES."

Which ordinance was read by title only.

Commissioner Hutchinson stated that she would not support this ordinance because she did not have a problem with the original version.

Commissioner Smith stated that he did support this ordinance because he had a problem with the original version and thanked staff for exempting the single-family homeowner from the rate increases.

Roll call showed: YEAS: Commissioners Katz, Smith, Moore and Mayor Naugle. NAYS: Commissioner Hutchinson.

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**Amend Unified Land Development Regulations (ULDR)  
Sections 47-23.9 and 47-21.10 - Interdistrict Corridor  
Requirements/Landscape Requirements for all Zoned  
Districts - Additional Requirements for Properties on  
State Road 84 (PZ Case No. 12-T-00)**

**(O-4)**

At the Planning and Zoning Board regular meeting on August 21, 2002, it was recommended by a vote of 4-2 that the following application be approved. Ordinance No. C-02-32 was published September 21, 2002, and passed on first reading October 1, 2002 by a vote of 5-0.

Applicant: City of Fort Lauderdale/Construction Services Bureau  
Request: Amend Unified Land Development Regulations (ULDR) Sections 47-23.9 and 47-21.10 - Interdistrict Corridor Requirements and Landscape Requirements for all Zoned Districts to provide additional development requirements for properties located on State Road 84 between Federal Highway and I-95.

Commissioner Moore introduced the following ordinance on second reading, as revised:

ORDINANCE NO. C-02-32  
AN ORDINANCE AMENDING THE UNIFIED LAND  
DEVELOPMENT REGULATIONS OF THE CITY OF  
FORT LAUDERDALE, FLORIDA, AMENDING SECTION  
47-23.9, INTERDISTRICT CORRIDOR REQUIREMENTS,  
AND AMENDING SECTION 47-21.10, LANDSCAPE  
REQUIREMENTS FOR ALL ZONED DISTRICTS, AND  
OTHER PROVISIONS OF THE ULDR TO PROVIDE  
ADDITIONAL DEVELOPMENT REQUIREMENTS  
FOR PROPERTIES LOCATED ON STATE ROAD 84  
BETWEEN FEDERAL HIGHWAY AND INTERSTATE  
95 INCLUDING A BUILD TO LINE, LANDSCAPING,  
TREE, SIDEWALK, PEDESTRIAN PATH, AWNING AND  
ARCHITECTURAL DETAIL REQUIREMENTS; AND  
TO MODIFY NON-CONFORMING REGULATIONS  
APPLICABLE TO THESE REQUIREMENTS.

Which ordinance was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Transfer of Law Enforcement Trust Funds (LETf) and  
Grant Agreement - U.S. Department of Justice (DOJ) -  
Community Oriented Policing Services Making Officer  
Redeployment More Effective (COPSMORE) 2002**

**(R-1)**

A motion authorizing the proper City officials to accept a grant in the amount of \$650,219 from the DOJ for the COPSMORE 2002 Program; authorizing the Chief of Police and Mayor to execute the Award Acceptance documents; and further authorizing the transfer of \$216,739 of LETf to Fund 129 (Miscellaneous Grants) to be used as the required cash match for the COPSMORE 2002 Grant.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 02-173

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE MAYOR AND THE CHIEF OF POLICE TO EXECUTE AWARD ACCEPTANCE DOCUMENTS WITH THE UNITED STATES DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES, TO ACCEPT AND IMPLEMENT THE COPS MORE 2002 GRANT; AND AUTHORIZING THE TRANSFER OF FUNDS TO MEET THE CITY'S CASH MATCH REQUIREMENT UNDER THE GRANT.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Executive Airport - Intent to Establish Minimum Annual Lease Rates and Adopt Real Estate Brokerage Commission**

**(R-2)**

A resolution scheduling a public hearing for November 5, 2002 at 6:00 p.m. to consider the minimum annual lease rates and adopt the real estate brokerage commission for Executive Airport.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 02-174

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, CALLING A PUBLIC HEARING ON NOVEMBER 5, 2002, AT 6:00 O'CLOCK P.M., FOR THE PURPOSES OF ESTABLISHING MINIMUM ANNUAL LEASE RATES AND ADOPTING A BROKERAGE COMMISSION POLICY FOR PROPERTY AVAILABLE FOR LEASE AT FORT LAUDERDALE EXECUTIVE AIRPORT.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Executive Airport - Assignment of Elite Aluminum Corporation Lease for Lots 16 and 17 to Case Holding Company, Inc., And Sublease between Elite Corporation and Case Holding Company, Inc.**

**(R-3)**

A resolution authorizing the proper City officials to consent to the Assignment of Elite Aluminum Corporation lease for Lots 16 and 17 to Case Holding Company, Inc., and Sublease between Elite Aluminum Corporation and Case Holding Company, Inc.



Commissioner Moore introduced the following resolution:

RESOLUTION NO. 02-175

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A CONSENT TO ASSIGNMENT OF LEASE AGREEMENT FROM ELITE ALUMINUM CORPORATION TO CASE HOLDING COMPANY, INC.; AND AUTHORIZING THE PROPER CITY OFFICIALS TO ENTER INTO A CONSENT AND APPROVAL TO SUBLEASE WITH CASE HOLDING COMPANY, INC. AS SUBLESSOR AND ELITE ALUMINUM CORPORATION AS SUBLESSEE, EACH PERTAINING TO LOTS 16 AND 17 AT FORT LAUDERDALE INDUSTRIAL AIRPARK, SECTION 2.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

The City Manager stated that he had received written notification from Mr. Crouch regarding his retirement effective February 3, 2003.

Mayor Naugle stated that he hoped Mr. Crouch would consider managing the big airport to the south. He proceeded to congratulate Mr. Crouch and thanked him for all his hard work.

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**Results of Negotiations for Purchase of Insurance -  
Excess Workers Compensation Coverage**

**(R-4)**

A resolution authorizing the proper City officials to execute an agreement with Continental Casualty Company for the City's excess workers compensation coverage.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 02-176

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, PURSUANT TO SECTION 2-199, OF THE CODE OF ORDINANCES, AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH CONTINENTAL CASUALTY COMPANY FOR RENEWAL OF THE CITY'S EXCESS WORKER'S COMPENSATION COVERAGE.

Commissioner Katz asked how many incidents per year would be covered.

Terry Sharp, Assistant Finance Director, stated that there were no limits on the incidents.

Commissioner Katz proceeded to ask if there was a maximum payout. Mr. Sharp stated that they did not pay until they exceeded \$1 Million per incident.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Plat Note - "Cypress Creek Road No. 2 Plat" -  
Bank Atlantic and America's Capital Partners  
(PZ Case No. 26-P-02)**

**(R-5)**

A resolution expressing no objection to an amendment to a note on the following plat:

Applicant: Bank Atlantic and America's Capital Partners  
Request: Amendment to "Cypress Creek Road No. 2 Plat"  
Location: Southwest corner of Cypress Creek Road and  
N.W. 21 Avenue

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 02-177

A RESOLUTION OF THE CITY COMMISSION OF  
THE CITY OF FORT LAUDERDALE, FLORIDA,  
EXPRESSING NO OBJECTION TO A CHANGE  
TO A NOTE ON A PLAT KNOWN AS "CYPRESS  
CREEK ROAD NO. 2 PLAT."

Which resolution was read by title only.

Commissioner Katz stated that the Board of Adjustment had given them a variance for parking and proceeded to ask if this would have any impact on the parking.

Jim Koeth, Construction Services, stated that the assessed parking would remain the same. They would be amending the note on the plat and were giving up the office square footage and there would be no impact on the parking.

Commissioner Smith disclosed that he had a conversation with Robert Lochrie. Commissioner Moore also disclosed that he had a conversation with Robert Lochrie. Commissioner Hutchinson also disclosed that she had spoken with Robert Lochrie.

Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Relocation of Sanitary Sewer Utilities Easement  
Agreement - Cypress Creek Concourse E, LLC,  
A Tenant at Fort Lauderdale Industrial Airpark, Section 2**

**(R-6)**

A resolution authorizing the proper City officials to execute a Relocation of Sanitary Sewer utilities Agreement with Cypress Creek Concourse E, LLC, for the relocation of sanitary sewer utilities easements at Fort Lauderdale Industrial Airpark, Section 2.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 02-178

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING EXECUTION OF A RELOCATION OF SANITARY SEWER UTILITIES AGREEMENT BY THE PROPER CITY OFFICIALS, RELOCATING A SANITARY SEWER UTILITIES EASEMENT ON PROPERTY AT FORT LAUDERDALE INDUSTRIAL AIRPARK OWNED BY THE CITY OF FORT LAUDERDALE AND LEASED TO CYPRESS CONCOURSE E., L.L.C., A LIMITED LIABILITY COMPANY.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Strategic Investment in the Federal East Coast (FEC)  
Railroad Corridor Area - Expansion of Local and Regional  
Passenger Service**

**(R-7)**

A resolution supporting the Florida Department of Transportation (FDOT) and its affiliated regional transportation organization/regional transportation agencies (RTO/RTA) to recommend strategic investment in the FEC Railroad corridor area, including N.E. 2 Avenue and Dixie Highway, to expand local and regional passenger service in these corridors to meet the growing transit needs and complement freight industry growth in the Southeast Florida area. (Requested by Mayor Naugle)

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 02-179

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, IN SUPPORT OF THE FLORIDA DEPARTMENT OF TRANSPORTATION AND ITS AFFILIATED REGIONAL TRANSPORTATION AGENCIES (REGIONAL TRANSPORTATION ORGANIZATION/REGIONAL TRANSIT AUTHORITY) TO RECOMMEND STRATEGIC INVESTMENT IN THE FLORIDA EAST COAST CORRIDOR AREA - INCLUDING NE 2 AVENUE AND DIXIE HIGHWAY - TO EXPAND LOCAL AND REGIONAL PASSENGER SERVICE IN THESE CORRIDORS TO MEET THE GROWING TRANSIT NEEDS AND COMPLEMENT FREIGHT INDUSTRY GROWTH IN THE SOUTHEAST FLORIDA AREA.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Insurance of General Obligation Refunding Bonds, Series  
2002 for Refunding a Portion of the General Obligation  
Bonds (GOB), Series 1997 (Park Improvement Projects)**

**(R-8)**

A resolution authorizing the issuance of not to exceed \$30,000,000 in aggregate principal amount of

General Obligation Refunding Bonds, Series 2002, for the purpose of refunding a portion of the City's General Obligation Bonds, Series 1997 (Park Improvement Projects) dated May 1, 1997.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 02-180

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF FORT LAUDERDALE, FLORIDA, AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$30,000,000 IN AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2002, FOR THE PURPOSE OF REFUNDING A PORTION OF THE CITY'S GENERAL OBLIGATION BONDS, SERIES 1997 (PARK IMPROVEMENT PROJECTS) DATED MAY 1, 1997; PROVIDING THAT SUCH GENERAL OBLIGATION REFUNDING BONDS SHALL CONSTITUTE GENERAL OBLIGATIONS OF THE CITY AND THAT THE FULL FAITH, CREDIT AND TAXING POWER OF THE CITY SHALL BE IRREVOCABLY PLEDGED FOR THE PAYMENT OF THE PRINCIPAL OF AND THE INTEREST ON SUCH BONDS; MAKING CERTAIN COVENANTS AND AGREEMENTS IN CONNECTION THEREWITH; DELEGATING TO THE CITY MANAGER THE DETERMINATION OF CERTAIN MATTERS AND DETAILS CONCERNING SUCH BONDS WITHIN THE PARAMETERS SET FORTH HEREIN; AUTHORIZING THE PUBLIC SALE BY COMPETITIVE BID OF SUCH BONDS; APPROVING THE FORMS OF THE OFFICIAL NOTICE OF BOND SALE AND OFFICIAL BID FORM; AUTHORIZING THE CITY MANAGER TO AWARD THE BONDS WITHIN THE PARAMETERS SET FORTH HEREIN; APPOINTING A PAYING AGENT AND A BOND REGISTRAR AND PROVIDING FOR THE APPOINTMENT OF AN ESCROW AGENT; APPROVING THE FORM OF AN ESCROW DEPOSIT AGREEMENT; PROVIDING FOR A PRELIMINARY OFFICIAL STATEMENT AND AN OFFICIAL STATEMENT; COVENANTING TO PROVIDE CONTINUING DISCLOSURE IN CONNECTION WITH SUCH BONDS IN ACCORDANCE WITH SECURITIES AND EXCHANGE COMMISSION RULE 15c2-12 AND AUTHORIZING THE EXECUTION OF A COMMITMENT WITH RESPECT THERETO; AUTHORIZING CERTAIN OFFICIALS AND EMPLOYEES OF THE CITY TO TAKE ALL ACTIONS REQUIRED IN CONNECTION WITH THE ISSUANCE OF SUCH BONDS; AND PROVIDING AN EFFECTIVE DATE.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Appointment of Special Counsel - Troutman Sanders,  
LLP - Lincoln Park Site**

**(R-9)**

A resolution authorizing the law firm of Troutman Sanders, LLP, as Special Counsel, for the Lincoln Park site in an amount not to exceed \$50,000.

Commissioner Moore introduced the following resolution:

RESOLUTION NO. 02-181

A RESOLUTION OF THE CITY COMMISSION OF THE  
CITY OF FORT LAUDERDALE, FLORIDA, APPOINTING  
THE LAW FIRM OF TROUTMAN SANDERS, LLP,  
AS SPECIAL COUNSEL, TO REPRESENT THE CITY  
IN ENVIRONMENTAL ISSUES RELATED TO THE  
LINCOLN PARK SITE.

Which resolution was read by title only.

Commissioner Katz asked about the money that had been appropriated for the site and where the One-Stop Shop would be located.

Greg Kisela, Assistant City Manager, stated that more discussions were necessary with the Florida Department of Environmental Protection and the Environmental Protection Agency. He believed there was a difference between the park site, the school site, and the trash transfer site. The environmental studies showed that at the park below the first 12 inches of material, there was a debris-like material. The school was different and there was no evidence of ash at the site from the '20's, '30's, and '40's. He stated that there was the opportunity to possibly move forward with the One-Stop Shop relocation to the school site and then continue working through the environmental issues at the park site. He explained they were scheduled for a meeting with the State agencies at the end of the month, and after that meeting they should have a better understanding what direction this was moving towards, and if it was to be a Super Fund site that would be another story.

Commissioner Katz stated that as soon as staff received the information, they needed to pass it on to the Commission so they could decide how to proceed.

Mr. Kisela stated they were going to proceed with the permitting of the facilities so if they received a "clean bill of health" environmentally, they could proceed forward with the bidding.

Commissioner Smith stated that he agreed and felt the current One-Stop-Shop could not be expected to do an appropriate job until they were relocated and in better working facilities. He asked when the building could be opened.

Mr. Kisela stated that if they received a "green light" from the environmental agencies, they would be ready to move into the building by the end of the next calendar year.

Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

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**Advisory Board Appointments**

**(OB)**

Community Appearance Board

Dan Remy

Unsafe Structures and Housing Appeals Board

Jim Rampe  
Patrick Kearney  
Donald Winsett

Commissioner Moore introduced a written resolution entitled:

RESOLUTION NO. 02-182

A RESOLUTION OF THE CITY COMMISSION OF THE  
CITY OF FORT LAUDERDALE, FLORIDA, APPOINTING  
BOARD MEMBERS AS SET FORTH IN THE EXHIBIT  
ATTACHED HERETO AND MADE A PART HEREOF.

Which resolution was read by title only. Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

Commissioner Moore advised the Commission that he was looking for a teenager to appoint to the Parks and Recreation Beaches Advisory Board.

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**Federal Courthouse/Hardy Park Addition (South Side School) Property**

**(OB)**

**Motion** made by Commissioner Hutchinson and seconded by Commissioner Moore authorizing the City Manager to pursue the purchase of the Hardy Park Addition South Side School Property through the Broward County Land Preservation Bond Program.

Roll call showed: YEAS: Commissioners Hutchinson, Katz, Smith, Moore and Mayor Naugle. NAYS: None.

Commissioner Katz stated that in regard to the County Parks Bond, quite a few projects did not qualify that were due for the \$2 Million. Therefore, she stated that she had been informed that now was the time to go after the other projects that were in the second tier.

Commissioner Smith stated that he was not sure if they had decided when the Phase III projects would come forward, but he agreed they should proceed forward.

Commissioner Hutchinson asked if some projects hadn't been put on a contingency or waiting list. Commissioner Smith agreed and stated there were some that were not set for funding. Mr. Kisela stated that some of the lower ranking projects were moved around.

Commissioner Moore stated that there had been a 6-6 vote on the Wingate site and he was of the understanding that someone on the Board who had been absent the date of the voting could offer it for reconsideration. Commissioner Smith confirmed. Commissioner Smith asked for a Friday memo of what projects did not qualify and what was proceeding forward.

There being no further business before the Commission, Mayor Naugle adjourned the meeting at 7:02 p.m.

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Jim Naugle  
Mayor

ATTEST:

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Lucy Kisela  
City Clerk